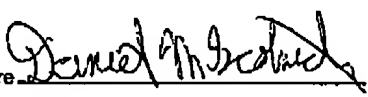
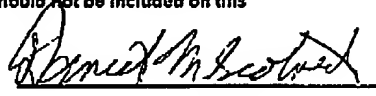


PTO/SB/31 (08-03)

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		<b>Docket Number (Optional)</b> UPVG0011-100 (M-2351)									
I hereby certify that this correspondence is being facsimile transmitted ((703) 872-9306) to the USPTO on <u>March 16, 2004.</u>  Signature  Typed or printed name <u>DANIEL M. SCOLNICK</u>		In re Application of Weiner, et al.  <table border="1"> <tr> <td>Application Number</td> <td>Filed</td> </tr> <tr> <td>09/971,980</td> <td>10/4/2001</td> </tr> </table> For <b>COMPOSITIONS AND METHODS OF USING CAPSID PROTEIN          FROM FLAVIVIRUSES AND PESTIVIRUSES</b>  <table border="1"> <tr> <td>Art Unit</td> <td>Examiner</td> </tr> <tr> <td>1648</td> <td>Stacy S. Brown</td> </tr> </table>		Application Number	Filed	09/971,980	10/4/2001	Art Unit	Examiner	1648	Stacy S. Brown
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09/971,980	10/4/2001										
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1648	Stacy S. Brown										
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner.  The fee for this Notice of Appeal is (37 CFR 1.17(b)) <span style="float: right;">\$ <u>165.</u></span>  <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <span style="float: right;">\$ <u>165.</u></span> <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50-1275</u> . I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.  <b>WARNING: Information on this form may become public. Credit card information should not be included on this          form. Provide credit card information and authorization on PTO-2038.</b>  I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/86) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>52201</u> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a): _____  <div style="text-align: right;">           Signature  <u>Daniel M. Scolnick</u>          Typed or printed name  <u>(215) 685-6928</u>          Telephone number   <u>March 16, 2004</u>          Date       </div>											
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.											

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